

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
Kazuo KURODA, et al.) Confirmation No.: 3407
)
Reissue Application No.: 10/617,395) Group Art Unit: 2627
)
Filed: July 11, 2003) Examiner: Thang V. Tran
)
For: ROTATION CONTROL APPARATUS)
OPERATING WITH A SYNC SIGNAL)
HAVING VARIABLE INTERVALS)

Commissioner for Patents
U.S. Patent and Trademark Office
Alexandria, VA 22314

Sir:

SUPPLEMENTAL REISSUE DECLARATION BY THE
INVENTORS UNDER 37 C.F.R. § 1.175(b)(1)

1. We hereby declare that:
2. Our residences, post office addresses and citizenship's are as stated below next to our names.
3. We believe that we are the original, first and sole inventors of the subject matter which is described and claimed in United States Patent No. 5,920,530, granted on July 6, 1999, and for which a broadening reissue patent is sought on the invention entitled:
ROTATION CONTROL APPARATUS OPERATING WITH A SYNC SIGNAL
HAVING VARIABLE INTERVALS, the specification of which

[] is attached hereto.
[X] was filed on July 11, 2003 as reissue application no. 10/617,395
and was amended on July 11, 2003, February 27, 2006, September 1, 2006, and August 20, 2007.

4. We have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment made during the prosecution of the application and any amendment submitted concurrently herewith.
5. We hereby claim foreign priority benefits under 35 U.S.C. § 119 on the basis of Japanese Application No. 8-84578, filed March 13, 1996. A certified copy was filed in the application on which the original patent was granted.
6. We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56.
7. We verily believe the original patent to be wholly or partly inoperative or invalid by reason of (check all that apply)
 - the patentee claiming more or less than the patentee had the right to claim in the patent.
 - a defective specification or drawing.
8. At least one error upon which this reissue application is based is described as follows:

Claim 1 of U.S. Patent No. 5,920,530 recites, in the preamble, “an information recording medium having pre-pits which are formed at periodic intervals having a period that is m , m being an integer, times as large as a unit period in accordance with pre-information recorded at an interval which deviates from said periodic intervals by an interval that is k , k being an integer, where $k < m$, times said unit period in accordance with recording positions.” We believe that this recitation claims less than we had a right to claim. More particularly, we believe that the above-identified feature related to the period of periodic intervals is not essential to an aspect to the subject invention and a new apparatus claim 5 is added that alters the language of the preamble.

Claim 1 of U.S. Patent No. 5,920,530 recites “a recording means for recording said information data supplied from said memory on said recording medium.” We believe that a recording device may be recited in the body of the new apparatus claim 5 instead of the recording means recited in the patent claim 1.

9. Every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the applicant.

10. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

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